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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
EUGENE DIVISION

**STEPHANIE WOODCOOK, Personal
Representative for the Estate of Brian
Babb, LEE BABB, CONNOR BABB,
And KAYLEE BABB,**

Plaintiffs,

vs.

**WILL STUTESMAN, OFFICER GROSE,
OFFICER PIESKE, SGT. MCALPINE,
CITY OF EUGENE, a municipal subdivision
of the State of Oregon, JANE DOE CALL
TAKER, and John and Jane Does 1-10.**

Defendants.

Case No. 6:17-cv-00424-TC

Declaration of
Det. Dustin Sprague

I, Dustin Sprague, under penalty of perjury do hereby declare as follows:

I am over the age of 18 years, and I make this declaration based on my personal knowledge of the facts contained herein.

I am a detective with the Oregon State Police. Following the March 30, 2015, officer-involved shooting of Brian Babb, I responded to the scene as a member of the IDFIT criminal investigation team. I was tasked initially with processing and photographing the scene.

The attached exhibits are true and correct copies of photographs I took at the scene of the shooting.

Attached as Exhibit 118 is a true and correct copy of a close-up photograph I took of a bullet hole in the ceiling of the Babb residence. The bullet hole was located in the ceiling of the downstairs living room area.

Attached as Exhibit 119 is a second photograph depicting the same bullet hole in the ceiling from a greater distance.

Attached as Exhibit 120 is a photograph of a spent shell casing from a 9mm handgun that was sitting on top of a laptop computer as depicted. The computer was located on a low table in Brian Babb's upstairs bedroom.

Attached as Exhibit 121 is a photograph of the gun safe in the downstairs living room of the Babb residence, with the door open. The door of the safe was open as depicted when I entered the residence to process the scene.

PURSUANT TO 28 U.S.C § 1746, I declare under penalty of perjury that the foregoing is true and correct.

DATED: September 24, 2018.



Det. Dustin Sprague

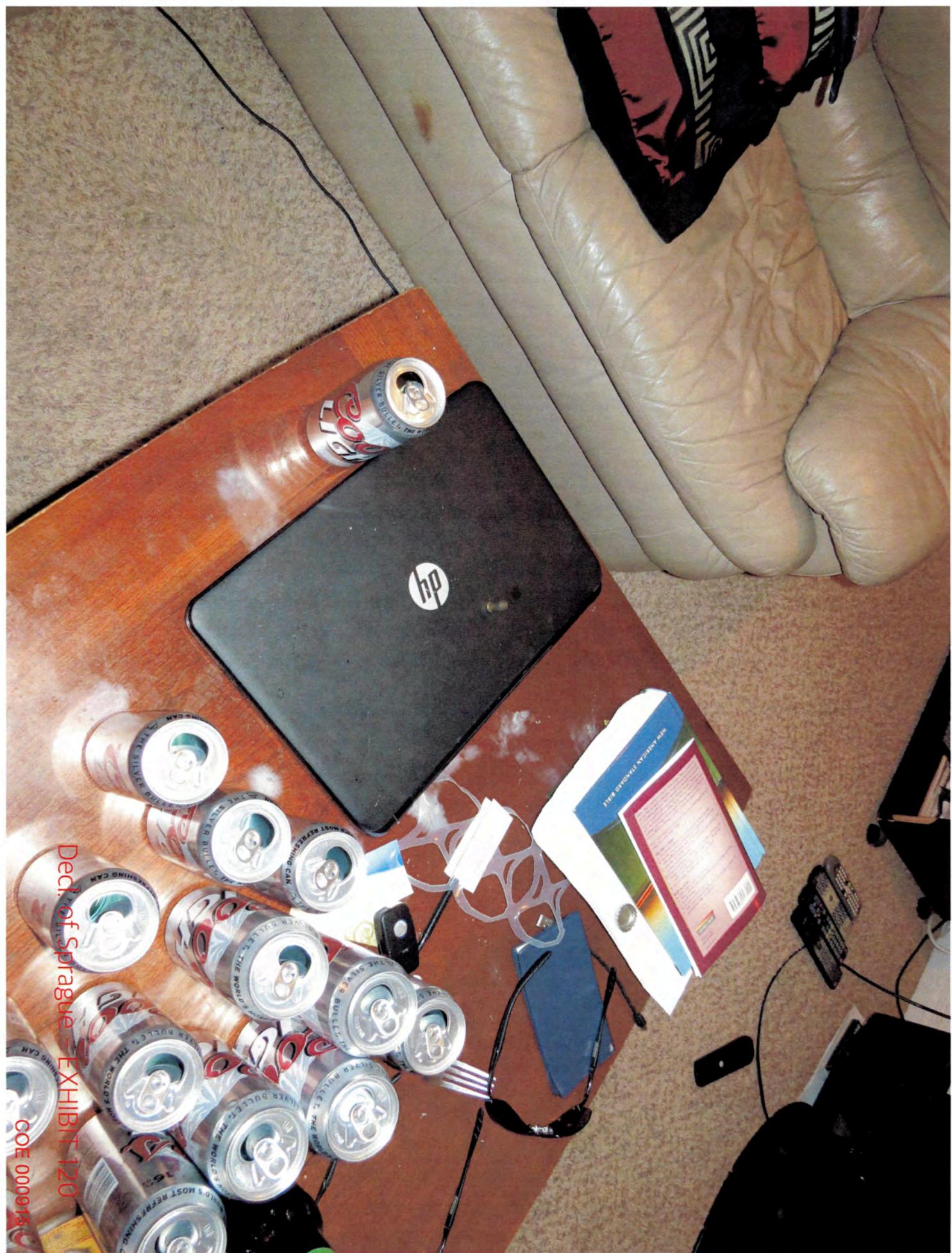


Decl. of Sprague - EXHIBIT 118

COE 000894



Decl. of Sprague - EXHIBIT 119
COE 000893



Deck of Sprague - EXHIBIT 120

COE 000915



Decl. of Sprague - EXHIBIT 121
COE 000898

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing DECLARATION OF DUSTIN SPRAGUE IN SUPPORT OF FRCP 56 MOTION FOR SUMMARY JUDGMENT BY DEFENDANTS STUTESMAN, GROSE, PIESKE, McALPINE, AND CITY OF EUGENE on Plaintiffs on Friday, September 28, 2018, by notice of electronic filing using the CM/ECF System:

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Dated: Friday, September 28, 2018.

/s/ Robert E. Franz, Jr.
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